

By: Hernandez

H.B. No. 256

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of a city attorney to seek an injunction
3 to abate a common nuisance under the Alcoholic Beverage Code.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 101.70(b), Alcoholic Beverage Code, is
6 amended to read as follows:

7 (b) The county or district attorney in the county where the
8 nuisance exists, the city attorney in the city where the nuisance
9 exists, or the attorney general may sue in the name of the state for
10 an injunction to abate and temporarily and permanently enjoin it.
11 Except as otherwise provided in this section, the proceeding is
12 conducted as other similar proceedings.

13 SECTION 2. This Act takes effect September 1, 2017.